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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91202451
Party	Defendant AMP Electric Vehicles Inc.
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Submission	Motion to Suspend for Settlement Discussions
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Signature	/Sean K. Owens/
Date	09/22/2014
Attachments	AMP Motion.pdf(161455 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Application, Serial Nos. 85190177&85190156

The Whitaker LLC)	
)	Opposition No.91202451
Opposer,)	
v.)	For the marks: AMP & AMPD
)	
)	
AMP Electric Vehicles Inc.)	
)	
)	
Applicant.)	
_____)	

STIPULATED MOTION TO SUSPEND OR EXTEND

Applicant, AMP Electric Vehicles, Inc. ("Applicant"), hereby requests a 60-day suspension or extension of time for settlement. Applicant's Answer is currently due on September 22, 2014. Applicant's request for a suspension or extension is made for good cause, and not merely for the purpose of delay, as explained below. No party will be prejudiced by the Board's granting of the extension and Opposer, The Whitaker LLC, has consented to this motion.

In the Board's most recent granting of an extension of time, the Board requested a detailed explanation of the status of negotiations if any additional requests for suspension or extension are made. The parties are in agreement on most substantive elements of settlement, and a draft settlement agreement was exchanged prior to the last suspension request. The

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primary substantive issue that appears to remain involves a requirement by one of the parties intended to avoid confusion. Opposer initially requested a permanent disclaimer, which Applicant refused. When the last suspension request was filed, Opposer's counsel was conferring with his client regarding this element. Applicant sent Opposer's counsel a follow up email on August 14, 2014, requesting an update on Opposer's position. Opposing counsel responded the next day, proposing a telephone conference on August 18, which was ultimately conducted. During that conference, respective counsel discussed the remaining issue further. Counsel for the parties exchanged voicemail messages regarding the remaining issue on September 16 and 19 and have spoken via telephone and exchanges emails today. Applicant is now considering an alternative proposal, which will be presented to Opposer in a red-lined draft of the Settlement Agreement no later than Friday, September 26. Applicant is hopeful that this redlined draft of the Agreement will be acceptable to Opposer.

No additional discovery has been taken as the parties anticipate settling this matter. The parties are hopeful that no additional extensions will be necessary.

For the foregoing reasons, Applicant respectfully submits that it has established good cause in support of its motion for a 60-day extension or suspension of time in which to file its Answer. Meanwhile, the parties anticipate filing documentation resolving this matter in the near future.

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Respectfully submitted,

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Date: September 22, 2014

CERTIFICATE OF SERVICE

I certify that this document is being filed with the Trademark Trial and Appeal Board at the United States Patent and Trademark Office this 22nd day of September, 2014, and that a copy of this document has been served on Opposer's counsel via email, with consent.

/Sean K. Owens/